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Dated: April 16, 2009 Signature:   
Merle Richman

Docket No.: **END001US**  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Brian KELLEHER et al.

Application No.: 10/659,211

Confirmation No.: 5748

Filed: September 9, 2003

Art Unit: 3763

For: Device and Method for Endoluminal Therapy

Examiner: Victoria P. Campbell

### **AMENDED RESPONSE TO OFFICE ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

### **INTRODUCTORY COMMENTS**

This is in response to the Office Action dated September 15, 2008 and a telephonic interview conducted between the Examiner, first inventor Brian Kelleher and the undersigned Attorney on April 16, 2009. During the interview the Examiner stated our claims as amended in this amended response would overcome the art of record.

**The pending Claims** are listed beginning on page 2 of this paper.

**Remarks/Arguments** begin on page 17 of this paper.